IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 7702 of 2000

Between:

G.Saikrishna Prasad, S/o Venkateswara Rao, d.No.8-4-105, Tanuku Road, Tadepalligudem, West Godavari District.

..... PETITIONER

AND

1. Govt. of A.P., rep by its Secretary, (School Education) Education Dept., Secretariat Buildings, Hyderabad.
2. The Regional Joint Director of School Education,Kakinada, E.G.Dit.
3. The District Educational Officer, West Godavari District, Eluru.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of writ of Mandamus directing the first respondent to conduct a detailed enquiry in respect of awarding of ranks and marks to the students who have passed the common examination conducted at the end of seventh class in West Godavari District during the academic year 1998-99 by an independent authority like C.B.C.I.D. besides directing to trace the rank holders declaring their action of the respondents 2 and 3 as violative of Arts.14 of the Constitution of India.

Counsel for the Petitioner: MR.V.S.R.ANJANEYALU

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court made the following :

THE HONOURABLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.7702 OF 2000

ORDER:

An Advocate of Tanuku town filed the writ petition, *pro bono publico,* seeking a direction to the respondents to conduct a detailed enquiry in respect of awarding of ranks and marks to the students, who have passed VII Class Common Examinations during the academic year 1998-99.

It is the case of the petitioner that VII Class Common Examinations for 1998-99 were conducted by respondents 2 and 3. A newspaper reported about the allotment of bogus ranks for the candidates, who appeared for the said examinations and in spite of the same, the respondents did not take any action. The petitioner also made a representation to the third respondent, in vain. Hence, he filed the present writ petition.

A counter affidavit is filed by the District Educational Officer (DEO) stating that the practice of issuing merit certificates and scholarships to meritorious students at district level by the DEO has been discontinued and Pratibha awards have been introduced from the academic year 1998-99 duly taking care in preparation of list of awardees. It is further stated that the matter has been enquired into and the disciplinary action has already been initiated against those who are responsible for the discrepancies in the marks awarded to six candidates. He also stated that action has been initiated against the managements of I.C.M.Primary School, R.V.S.Primary School, Vimala Devi Municipal Elementary School, and censure was awarded to them. Though the counter affidavit is filed on 20.03.2001, the petitioner has not chosen to file reply affidavit denying the counter averments. Therefore, this Court is satisfied that the respondents have taken action in right direction and the same does not call for any interference by this Court. In view of the same, no further orders are necessary in this writ petition.

The writ petition is accordingly disposed of. No costs.

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(V.V.S.RAO,J)

18.08.2004.

pln

To

1. The Secretary, Government of A.P., (School Education), Education Dept., Secretariat Buildings, Hyderabad.
2. The Regional Joint Director of School Education, Kakinada, E.G.Dit.
3. The District Educational Officer, West Godavari District, Eluru.
4. 2 CCs to the G.P. for School Education, High Court Buildings, Hyderabad. (OUT)
5. 2 CD copies.

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